

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION

DANIEL A. TACKITT, individually and d/b/a EASTSIDE HAY; JOHANNA L. TACKITT, an individual; Z.D.T., a minor, by and through his Guardian ad Litem, DANIEL A. TACKITT; G.A.P., a minor, by and through her Guardian ad Litem, JOHANNA L. TACKITT; VICTORIA FORD, an individual; CHARLES PADILLA, an individual; CASSIE BARAJAS, an individual; RUSS BARAJAS, an individual; H.B., a minor, by and through her Guardian ad Litem, CASSIE BARAJAS; A.B., a minor, by and through his Guardian ad Litem, CASSIE BARAJAS; BRIAN K. JOHNSON, an individual; LORETTA BUCHHOLTZ, an individual; RANDY BUCHHOLTZ, an individual; DEANNA HOLMES, an individual; ROGER DONAHUE, an individual; KAREN DONAHUE, an individual; STORM DONAHUE, an individual; WILLIAM "BILLIE" FARMER, an individual; JEANETTE "JANET" KITE, an individual; BARRY W. WHITE, an individual; PAUL KAMANSKI, an individual; CAREN CAMPBELL-KAMANSKI, an individual; TENNESSEE SC KAMANSKI, an individual; AARON DENNIS, an individual; CHUCK KAMANSKI, an individual; KIRK JOHNSON, an individual; SHARON McDONALD, an individual; LEONARD McDONALD, an individual; KIMBERLY MEDEIROS, an individual; JOHN D. McKNIGHT, an individual; JANIS L. McKNIGHT, an individual; ROBERTA MENZEMER, an individual; E. A. TRENTAM, an individual; JOHN WILEY, an individual; SIGMUND DUVERNEY, an individual,

Plaintiffs,

v.

LIBERTY UTILITIES (CALPECO ELECTRIC), LLC; ALGONQUIN POWER & UTILITIES CORP; and DOES 1 through 50, inclusive,

Defendants.

Case No. 2:21-cv-00179-JAM-DB

Judge: Honorable John. A. Mendez

**ORDER GRANTING STIPULATED REQUEST FOR AN ORDER TO EXTEND TIME FOR SPECIALLY APPEARING DEFENDANT CURTIS AND SONS CONSTRUCTION, INC. TO RESPOND TO PLAINTIFFS' FIRST AMENDED COMPLAINT**

Current Response Date: March 25, 2021

1 The Court, having reviewed Plaintiffs Daniel A. Tackitt, *et al.* (“Plaintiffs”) and  
2 Specially Appearing Defendant Curtis and Sons Construction, Inc. (“CURTIS”)’s Stipulated  
3 Request to Extend Time for CURTIS to Respond to Plaintiffs’ First Amended Complaint, and  
4 good cause appearing therefore, hereby ORDERS as follows:

5 1. CURTIS’ response to Plaintiffs’ FAC shall now be due on or before April  
6 30, 2021 or, in the alternative, five (5) days after this Court issues its rulings on both  
7 Plaintiffs’ Motion for Remand and Defendant Liberty Utilities (CalPeco Electric), LLC’s Motion  
8 to Strike – whichever comes first; and

9 2. CURTIS does not waive either its right to challenge the FAC or right to raise  
10 affirmative defenses thereto through its responsive pleading.

11 IT IS SO ORDERED.

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13 DATED: March 24, 2021

/s/ John A. Mendez

14 THE HONORABLE JOHN A. MENDEZ  
15 UNITED STATES DISTRICT COURT JUDGE  
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